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Electronically Filed April 10, 2008

8  
 9 **UNITED STATES BANKRUPTCY COURT**  
 10 **DISTRICT OF NEVADA**

11 In Re:

12 USA COMMERCIAL MORTGAGE  
 13 COMPANY,  
 14 USA CAPITAL REALTY ADVISORS, LLC,  
 15 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC, USA CAPITAL FIRST TRUST  
 DEED FUND, LLC, USA SECURITIES, LLC,  
 Debtors.

16 **Affects:**

- 17  All Debtors
- USA Commercial Mortgage Company
- 18  USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund,  
 19 LLC
- USA Capital First Trust Deed Fund, LLC
- 20  USA Securities, LLC

Case No. BK-S-06-10725-LBR  
 Case No. BK-S-06-10726-LBR  
 Case No. BK-S-06-10727-LBR  
 Case No. BK-S-06-10728-LBR  
 Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under  
 Case No. BK-S-06-10725 LBR

**STIPULATION TO EXTEND  
 DEADLINE TO FILE COMPLAINT  
 TO AVOID AND RECOVER PRE-  
 PETITION TRANSFERS PURSUANT  
 TO 11 U.S.C. §§ 547, 548 AND 550**

21  
 22 USACM Liquidating Trust (the "Trust"), and Scotsman Publishing, Inc.  
 23 ("Scotsman," together with the Trust, the "Parties"), by and through their undersigned  
 24 counsel, hereby stipulate to extend the deadline for the Trust to file a complaint to avoid  
 25  
 26 ///

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**L A W Y E R S**

1 and recover pre-petition transfers pursuant to 11 U.S.C. §§ 547, 548, and 550 (the  
2 "Stipulation") against Scotsman. In support of this Stipulation, the Parties state as  
3 follows:

4 1. The Trust asserts that it has claims against Scotsman for the avoidance and  
5 recovery of preferential and/or fraudulent pre-petition transfers (the "Transfers") received  
6 from USA Commercial Mortgage ("USACM") by Scotsman during the 90-day period  
7 preceding the filing of USACM's chapter 11 bankruptcy case on April 13, 2006 (the  
8 "Petition Date").

9 2. On February 12, 2008, in pursuit of its avoidance claims, the Trust made  
10 demand upon Scotsman for the return of the Transfers. Counsel for Scotsman responded  
11 to the Trust's demand indicating a further response would be forthcoming upon receipt of  
12 additional information from Scotsman.

13 3. The Trust has not yet received or analyzed the additional information from  
14 Scotsman regarding the Transfers and the services Scotsman provided to USACM pre-  
15 petition. The current deadline for the Trust to file a complaint to avoid and recover the  
16 Transfers, pursuant to 11 U.S.C. §§ 547, 548, and 550 (the "Complaint"), is April 12,  
17 2008.

18 4. In order for Scotsman to provide the Trust with the requested information  
19 and so that the Trust should have sufficient time to analyze the information provided by  
20 Scotsman, the Parties have agreed that an extension of the deadline for filing a Complaint  
21 is warranted.

22 5. The Parties submit that an extension to Monday, May 12, 2008, of the  
23 deadline for filing a Complaint is reasonable and will effectively conserve the Court's  
24 valuable resources and serve the efficiencies of this matter by facilitating the exploration  
25 of a resolution of the Trust's avoidance claims against Scotsman.

26 ///

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AND  
ROCA**  
LLP

L A W Y E R S

1 WHEREFORE, the Parties request that the Court enter an order approving this  
2 Stipulation and extending the deadline, to and including Monday, May 12, 2008, for the  
3 Trust to file a Complaint against Scotsman.

4 Respectfully submitted:

5 **LEWIS AND ROCA LLP**

6

7 **WILLIAMS, KASTNER & GIBBS**  
8 **PLLC**

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17 DATED April 10, 2008

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25 DATED April 10, 2008